

FIFTY-SIXTH DAY

(Wednesday, April 23, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Cole was granted leave of absence for today on account of important business on motion of Senator Herring.

Message From the House

Hall of the House of Representatives
Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 185, A bill to be entitled "An Act relating to the amounts to be paid and eligibility to receive certain benefits under the Firemen's Relief and Retirement Fund for fully paid fire departments in cities and towns having a population of less than 185,000; amending Chapter 125, Acts of the 45th Legislature, Regular Ses-

sion, 1937, as amended (Article 6243e, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 187, A bill to be entitled "An Act relating to the payment of firemen and policemen who are required to appear in court as witnesses on their time off; and declaring an emergency."

H. B. No. 634, A bill to be entitled "An Act directing the Texas Department of Parks and Wildlife to transfer control and custody of the Washington-on-the-Brazos Museum Building and its contents; repealing laws in conflict; providing a severability clause; and declaring an emergency."

H. B. No. 797, A bill to be entitled "An Act relating to abolition of the Parks and Wildlife Department and the transfer of its powers, duties, and functions to two newly established agencies; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reports of Standing Committees

Senator Blanchard submitted the following reports:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Insurance, to which was referred S. B. No. 546, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BLANCHARD, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Insurance, to which was referred S. B. No. 599, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

BLANCHARD, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Insurance, to which was referred S. B. No. 611, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BLANCHARD, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Insurance, to which was referred S. B. No. 529, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BLANCHARD, Chairman.

Senator Creighton submitted the following reports:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1103, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1105, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1027, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 147, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

CREIGHTON, Chairman.

C. S. S. B. No. 147 was read the first time.

Senator Connally submitted the following report:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife to which was referred H. B. No. 635, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.
BLANCHARD

Senator Herring submitted the following reports:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 169, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HERRING, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 409, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HERRING, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 758, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HERRING, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 279, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 1225, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman.

Senator Aikin submitted the following reports:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 442, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B.

No. 748, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 635, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 77, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 491, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 759, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

AIKIN, Chairman.

Senator Snelson submitted the following report:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Commerce and Industry to which was referred H. B. No. 433, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SNELSON, Chairman.
BATES
AIKIN
BERNAL

Senate Bill 770 on First Reading

Senator Mauzy moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—27

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Blanchard	Mauzy
Brooks	McKool
Christie	Moore
Connally	Patman
Creighton	Ratliff
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word
Herring	

Absent

Berry	Schwartz
Bridges	

Absent—Excused

Cole

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Mauzy:

S. B. No. 770, A bill to be entitled "An Act repealing Sections 86, 87, 88, and 90, Article XI, Chapter 421, Acts of the 50th Legislature, Regular Session, 1947, and repealing Section 89, Article XI, Chapter 421, Acts of the 50th Legislature, Regular Session, 1947, as amended by Chapter 238, Acts of the 60th Legislature,

Regular Session, 1967, relating to certain motor vehicles stopping at railroad grade crossings under certain conditions; and declaring an emergency."

To the Committee on Jurisprudence.

Senate Bill 771 on First Reading

Senator Patman moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Patman:

S. B. No. 771, A bill to be entitled "An Act creating and establishing in the city of Victoria a coeducational institution of higher learning to be known as Victoria State University; and declaring an emergency."

To the Committee on State Affairs.

Senate Bill 772 on First Reading

Senator Creighton moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Bernal
Bates	Berry

Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz
Harrington	Snelson
Harris	Strong
Hazlewood	Watson
Herring	Wilson
Hightower	Word

Absent—Excused

Cole

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senators Creighton and Kennard:

S. B. No. 772, A bill to be entitled "An Act to amend Section 2, Chapter 82, Acts of the 50th Legislature, Regular Session, 1947, as amended (Article 5344c, Vernon's Texas Civil Statutes) so as to provide for amendment to extend the term of existing oil, gas, and mineral leases covering certain state lands; providing for severability; and declaring an emergency."

To the Committee on Oil and Gas.

Senate Bill 773 on First Reading

Senator Schwartz moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Schwartz:

S. B. No. 773, A bill to be entitled "An Act amending Art. 2824, Vernon's Revised Civil Statutes, 1925; providing for the investment of the proceeds from the sale by any county of lands granted to it for educational purposes; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

Senate Bill 774 on First Reading

Senator Schwartz moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Schwartz:

S. B. No. 774, A bill to be entitled "An Act amending Ch. 63, Acts of the 57th Legislature, Third Called Session, 1962 (Art. 2688h, Revised Civil Statutes of Texas); providing for expenditures from the County Available School Fund in certain counties for salary and office expenses relating to

the performance of certain duties formerly exercised by the county superintendent; and declaring an emergency."

To the Committee on Education.

House Bill 77 Ordered Not Printed

On motion of Senator Snelson and by unanimous consent H. B. No. 77 was ordered not printed.

House Bill 635 Ordered Not Printed

On motion of Senator Snelson and by unanimous consent H. B. No. 635 was ordered not printed.

Senate Resolution 573

Senator Herring offered the following resolution:

Whereas, On May 13, 1968 the four hundred men of Naval Mobile Construction Battalion 22, a Naval Reserve unit whose personnel come from several southwestern states but primarily from Texas, was called to active duty to help alleviate the critical shortage of construction personnel in Vietnam; and

Whereas, The members of this unit, nicknamed the "Lone Star Battalion," served for seven months in the battle areas of South Vietnam, constructing vital defense installations for the forces of the United States and the Republic of Vietnam; and

Whereas, These "Seabees," who left civilian jobs and their families to answer the call to active duty were involved in some of the most ambitious construction projects yet attempted in the Vietnamese War, working under the most adverse of conditions and in every imaginable type of terrain; and

Whereas, Their performance while in Vietnam prompted Commander W. C. Anderson, Eighth Naval District Reserve Seabee Program Officer, to declare: "Their rapid mobilization and fine performance after reaching Vietnam speaks for itself as a tribute to the Seabee program in particular and the Reserve capacity in general"; and

Whereas, Naval Mobile Construction Battalion 22, commanded by Commander Roy L. Dunlap of Killeen, Texas, was released from active duty in March, 1969, allowing the men to return to their jobs and their families; and

Whereas, In these troubled days while our Nation is threatened perhaps more than in any time in its history, the gallantry and sense of duty displayed by the men of MCB 22 is deserving of the thanks and heartfelt appreciation of us all; and

Whereas, The Senate wishes to recognize the patriotism of these men and the hard sacrifice each of them endured during those long months spent in response to the needs of their government; now, therefore, be it

Resolved, That the Senate of Texas of the 61st Legislature express its deepest appreciation to the men of Naval Mobile Construction Battalion 22, along with the best wishes for the future; and, be it further

Resolved, That copies of this Resolution be prepared for MCB 22, and that the privileges of the floor be extended to its commanding officer, Commander Roy L. Dunlap, in order that he might accept this tribute for himself and his men.

The amendment was read and was adopted.

Senator Herring, by unanimous consent, presented Commander Dunlap, Captain Lovelady and Lieutenant Woodman to the Members of the Senate.

The President Pro Tempore appointed the following Committee to escort Commander Dunlap to the President's Rostrum: Senators Herring, Jordan, Hightower, Aikin and Word.

Senator Herring introduced Commander Dunlap to the Senate and he addressed the Senate, expressing his appreciation for the Resolution on behalf of all the men of NMCB 22.

The President Pro Tempore on behalf of the Senate expressed appreciation to Commander Dunlap and his men for their courage and patriotism.

Presentation of Guest

Senator Hazlewood, by unanimous consent, presented as a guest of the Senate today, Mrs. Ruth Martin, the wife of former Senator Jesse Martin of Fort Worth and Tarrant County, to the Members of the Senate.

The President Pro Tempore (Senator Kennard in the Chair) welcomed Mrs. Martin to the Senate.

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 797, To Committee on Parks and Wildlife.

H. B. No. 187, To Committee on County, District and Urban Affairs.

H. B. No. 185, To Committee on County, District and Urban Affairs.

H. B. No. 634, To Committee on Parks and Wildlife.

Senate Resolution 578

Senator Strong offered the following resolution:

Whereas, Today Mrs. Robert G. LeTourneau is presenting to the State of Texas the Texas Mothers Honor Scroll, to be hung in the Pease Room of the State Archives Building, on which are inscribed the names of all Texas women who have been named as Mother of the Year; and

Whereas, The Mother of the Year, named by the American Mothers Committee, Inc., must meet six qualifications:

1. That she be a successful Mother, as evidenced by the character and achievements of her individual children;
2. That she be an active member of a religious body—the work of the organization is inter-faith;
3. That she embody these traits highly regarded in mothers: courage, cheerfulness, patience, love, kindness, understanding, and a homemaking ability;
4. That she exemplify in her life and conduct the precepts of the Golden Rule;
5. That she have a sense of responsibility in civic affairs and be active in public affairs;
6. That she be qualified to represent the mothers of America in all responsibilities attached to the role of a National Mother; and

Whereas, These requirements are met in a superlative degree in the choice of Mrs. R. G. LeTourneau as Texas Mother of the Year for 1969; and

Whereas, Mrs. R. G. LeTourneau, with the assistance of her noble hus-

band, himself a dedicated Christian layman and successful industrialist and business man, has been real mother to seven children, all but one of whom lived to adulthood and five of whom survive. All of them are active church members and worthwhile business men and noble citizens. Mrs. LeTourneau also is beloved by 19 grandchildren and the number of others who have benefitted by her motherly interest and concern for them, as is indicated by the fact that her nomination for this honor was made by the Alumni Association of LeTourneau College; and

Whereas, Mrs. LeTourneau's home is evidence of her ability as a home-builder, serving as a home away from home to many students of the College, to anyone who needs shelter and love when troubled and to many underprivileged of many races. She and her husband have worked diligently in the Missionary Alliance, at home and abroad, thus extending their Christian witness all over the United States, Canada, South America and even in Africa. Truly their 52 years of marriage has exemplified real mothers and fathers and homes where the authority of God is recognized; and now, therefore, be it

Resolved, That the Senate of the State of Texas, 61st Legislature, by this Resolution pay tribute to the outstanding accomplishments of this lovely and gracious woman, Mrs. R. G. LeTourneau, the 1969 Texas Mother of the Year.

STRONG

Signed—Lieutenant Governor Ben Barnes; Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Watson, Wilson and Word.

The resolution was read and was adopted.

On motion of Senator Blanchard, and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

Motion in Writing

Senator Hall submitted the following Motion in Writing:

Hon. Ben Barnes, President of the Senate.

Dear Mr. President: Notice is hereby given of the intent to hold a Local and Uncontested Calendar at 9:00 a.m., Tuesday, April 29, 1969.

HALL, Chairman.

Local and Uncontested Calendar

The Motion in Writing was read and was adopted.

House Bill 495 on Second Reading

On motion of Senator Creighton, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 495, A bill to be entitled "An Act relating to the creation, administration, powers, duties, and financing of Ranger Hospital District of Eastland County, Texas, by authority of Section 9, Article IX, Constitution of the State of Texas; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 495 on Third Reading

Senator Creighton moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 495 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

Reports of Standing Committees

Senator Creighton by unanimous consent submitted the following reports:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 654, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 418, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 645, have had the same under consideration, and we are instructed to report it back to the

Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Senator Connally by unanimous consent submitted the following report:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife to which was referred H. B. No. 634, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.
BLANCHARD

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs to which was referred H. B. No. 30, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.
WORD
CONNALLY

Senator Connally, by unanimous consent, submitted the following report:

Austin, Texas,
April 23, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife to which was referred H. B. No. 317, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.
KENNARD
BATES
BLANCHARD
BROOKS
CREIGHTON
SNELSON
WILSON

House Bill 442 Ordered Not Printed

On motion of Senator Connally and by unanimous consent H. B. No. 442 was ordered not printed.

House Bill 1027 Ordered Not Printed

On motion of Senator Strong and by unanimous consent H. B. No. 1027 was ordered not printed.

House Bill 447 on Second Reading

On motion of Senator Ratliff, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 447, A bill to be entitled "An Act relating to assessment and collection of taxes in certain common school districts; and declaring an emergency."

The bill was read second time.

Senator Ratliff offered the following amendment to the bill:

Amend Section 1 of House Bill 447 to read as follows:

Section 1. In all common school districts in this state having a scholastic population, according to the last preceding scholastic census, of 65 or more but less than 149, and an assessed valuation of \$1,000,000 or more but less than \$2,300,000, and located in a county having a total population of 19,000 or more but less than 20,000, according to the last preceding federal census, the board of trustees shall be authorized, by a majority vote of the qualified property taxpaying voters in the district, at a regular election in the district or at a special election called for that purpose, to appoint a tax assessor-collector and a board of equalization for the district and levy, assess, and collect for maintenance purposes a tax not to exceed \$2.50 per hundred dollars of assessed valuation.

The amendment was read and was adopted.

On motion of Senator Ratliff, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 447 on Third Reading

Senator Ratliff moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 447 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

House Bill 755 on Second Reading

On motion of Senator Ratliff, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on

its second reading and passage to third reading:

H. B. No. 755, A bill to be entitled "An Act amending Section 3, Chapter 20, Page 32, Acts of the 57th Legislature, Regular Session, 1959 (codified in Article 5939y, Vernon's Texas Civil Statutes), relating to the qualifications and salary of the juvenile officer employed by the Nolan County Juvenile Board; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 755 on Third Reading

Senator Ratliff moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 755 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Cole

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Creighton
Bates	Grover
Bernal	Hall
Berry	Harrington
Blanchard	Harris
Bridges	Hazlewood
Brooks	Herring
Christie	Hightower
Connally	Jordan

Kennard	Schwartz
Mauzy	Snelson
McKool	Strong
Moore	Watson
Patman	Wilson
Ratliff	Word

Absent—Excused

Cole

(President in the Chair.)

House Joint Resolution 30 on Second Reading

Senator Bates asked unanimous consent to suspend the regular order of business and take up H. J. R. No. 30 for consideration at this time.

There was objection.

Senator Bates then moved to suspend the regular order of business and take up H. J. R. No. 30 for consideration at this time.

The motion prevailed by the following vote:

Yeas—24

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	McKool
Bridges	Moore
Brooks	Ratliff
Christie	Schwartz
Connally	Snelson
Creighton	Strong
Hall	Watson
Harris	Wilson
Hazlewood	Word

Nays—6

Blanchard	Kennard
Grover	Mauzy
Harrington	Patman

Absent—Excused

Cole

The President laid before the Senate on its second reading and passage to third reading:

H. J. R. No. 30, Proposing an Amendment to Section 1-a, Article V, Constitution of the State of Texas, relating to the removal, retirement, or censure of Justices, Judges, and Justices of the Peace under prescribed circumstances.

The resolution was read second time.

Senator Bates offered the following amendment to the resolution:

Amend H. J. R. 30 by striking the words "August, 1969," on line 45, page 2 thereof and substituting the words "November, 1970," therefor.

The amendment was read and was adopted.

The resolution as amended was passed to third reading.

Record of Votes

Senators Grover and Mauzy asked to be recorded as voting "Nay" on the passage of the resolution to third reading.

House Joint Resolution 30 on Third Reading

Senator Bates moved that the Constitutional Rule and Senate Rule 32 requiring resolutions to be read on three several days be suspended and that H. J. R. No. 30 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	McKool
Bridges	Moore
Brooks	Ratliff
Christie	Schwartz
Connally	Snelson
Creighton	Strong
Hall	Watson
Harris	Wilson
Hazlewood	Word

Nays—6

Blanchard	Kennard
Grover	Mauzy
Harrington	Patman

Absent—Excused

Cole

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—24

Aikin	Bridges
Bates	Brooks
Bernal	Christie
Berry	Connally

Creighton	Moore
Hall	Ratliff
Harris	Schwartz
Hazlewood	Snelson
Herring	Strong
Hightower	Watson
Jordan	Wilson
McKool	Word

Nays—6

Blanchard	Kennard
Grover	Mauzy
Harrington	Patman

Absent

Cole

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 472, A bill to be entitled "An Act relating to the transfer of certain land by the Board of Regents, State Senior Colleges, to the United States; and declaring an emergency."

Memorial Resolutions

S. R. No. 575—By Senator Hazlewood: Memorial resolution for Dr. Hugh A. Sticksel, Sr.

S. R. No. 577—By Senator Watson: Memorial resolution for William N. Watters.

Welcome and Congratulatory Resolutions

S. R. No. 574—By Senator Word: Extending welcome to teachers and students of seventh and eighth grades from Canyon Junior High School of Comal County.

S. R. No. 576—By Senator Watson: Extending congratulations to Allen Weed on his selection as Waco "Jaycee of the Month."

S. R. No. 579—By Senator Herring: Extending welcome to sponsor and students of tenth, eleventh and twelfth grades of Texas School for the Blind.

S. R. No. 582—By Senator Wilson: Commending Pfc. E-2 Elvin Bruce Jones for valor and courage.

Adjournment

Senator Kennard moved that the Senate take recess until 3:30 o'clock p.m. today.

Senator Moore moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

Question first on the motion to adjourn, the motion prevailed.

Accordingly, the Senate at 12:15 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

In Memory of
William "Bill" Hearne, Jr.

Senator Hall offered the following resolution:

(Senate Resolution 580)

Whereas, The untimely death of William "Bill" Hearne, Jr., at the age of 25 was an unbelievable shock to his many friends and loved ones; and

Whereas, In his brief quarter of a century of life, this young man lived life to the fullest and his list of accomplishments is lengthy; and

Whereas, William Hearne, Jr., was born January 29, 1944, in Teague, Texas, the only son of Mr. and Mrs. William Hearne, Sr., the brother of Helen, Suzy and Harriet Hearne, and the grandson of Mrs. J. M. Hearne; and

Whereas, Bill attended and graduated with honors from W. W. Samuell High School of Dallas; and while a student there, he was selected for the National Honor Society; he was runner-up for the "Most School Spirit" award; he was student director of the Blue Jackets; he was treasurer of the Key Club; editor of the school newspaper; he originated and directed the Foreign Exchange Student Program; and he won second place in the Dallas Junior Bar Association Essay Contest; and

Whereas, He earned his Bachelor of Business Administration from the University of Texas; he entered Law School where he was a member of the Student Bar Association; he served as Freshman Orientation Advisor; he was a member of Delta Theta Phi Fraternity; he was awarded a study grant at the Southern Methodist University School of Law; and he was due to complete his studies at the University of Texas School of Law this semester and receive his Doctor of Jurisprudence; this degree toward which he devoted so many years will be presented to his family at the graduation ceremony; and

Whereas, Along with planning for his career in the field of law, Bill looked forward to a home and family of his own; the young lady he had chosen to share his life and dreams is Miss Carol June Smith; and

Whereas, Bill's brave and courageous spirit never failed him even though he knew for some time that he was incurably afflicted with leukemia; he continued working toward the goal he came so close to reaching—that of his law degree; and

Whereas, The Senate of the State of Texas wishes to pay tribute to William Hearne, Jr., whose life exemplified the finest qualities of our American youth; and to extend deepest sympathy to his parents, Mr. and Mrs. William Hearne, Sr., his sisters, Suzy, Helen and Harriet, and to his grandmother, Mrs. J. M. Hearne; now, therefore, be it

Resolved, That copies of this Resolution be prepared and presented to the family of William Hearne, Jr., as a token of our appreciation for his life, and as an expression of our sincere and heartfelt sympathy for his bereaved family and friends.

HALL
MOORE

The resolution was read and was adopted by a rising vote of the Senate.